

ENGROSSED HOUSE
BILL NO. 1944

By: Shelton of the House

and

Eason McIntyre of the
Senate

An Act relating to prisons and reformatories;
prohibiting establishment of certain facility near
schools and neighborhoods; defining term; providing
for codification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 563.4 of Title 57, unless there
is created a duplication in numbering, reads as follows:

A. No transitional living facility shall be located within two
thousand five hundred (2,500) feet of any public or private
elementary or secondary school, state training school, or
residential neighborhood. Prior to the establishment of any
transitional living facility, the proposed operator shall obtain
written authorization to establish and operate the facility from the
governing body of the municipality in which the center is to be
located or, if the facility is not to be located within the
incorporated limits of a municipality, from the board of county
commissioners of the county in which the facility is to be located.
The provisions of this section shall not apply to any transitional
living facility established prior to the effective date of this act.

B. For purposes of this section, "transitional living facility"
means those facilities that do not have a contract with the
Department of Corrections or another agency of this state, or any
political subdivision of this state, to provide living space for

persons who are under the custody of the Department of Corrections and whose primary function is to provide housing assistance and related social services for individuals who are transitioning from previous incarceration in a county jail, state, or federal facility to the community or are otherwise in need of temporary housing assistance.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 16th day of March, 2005.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2005.

Presiding Officer of the Senate